

1 BILL NO. Z-81-06-04

2 ZONING MAP ORDINANCE NO. Z-*Dick*

3

4 AN ORDINANCE amending the City of Fort
Wayne Zoning Map No. M-18.

5

6 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
7 WAYNE, INDIANA:

8 SECTION 1. That the area described as follows is hereby
9 designated an R-3 District under the terms of Chapter 33, The
10 Code of the City of Fort Wayne, Indiana of 1974:

11

12 Lots 23 and 24 in John H. Jacobs 3rd
Addition of the City of Fort Wayne,
Indiana,

13

14 and the symbols of the City of Fort Wayne Zoning Map No. M-18,
15 referred to therein, established by Section 33-11 of said
16 Chapter are hereby changed accordingly.

17 SECTION 2. That this Ordinance shall be effective upon
18 passage, approval by the Mayor and legal publication thereof.

19

20 *Mark E. Gaudens*
21 COUNCILMAN

22 APPROVED AS TO FORM AND
23 LEGALITY JUNE 3, 1981.

24

25 *Bruce O. Boxberger*
26 BRUCE O. BOXBERGER, CITY ATTORNEY

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Read the first time in full and on motion by Gia Quinta,
seconded by Delano, and duly adopted, read the second time
by title and referred to the Committee Regulation (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on _____, the _____ day of _____, 19_____, at _____ o'clock M., E.S.T.

DATE: 6-9-81

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Gia Quinta,
seconded by Eisbart, and duly adopted, placed on its
passage. PASSED (LOST) by the following vote:

	<u>AVES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>0</u>	<u>1</u>	_____	<u>✓</u>	_____
<u>BURNS</u>	_____	<u>✓</u>	_____	_____	_____
<u>EISBART</u>	_____	<u>✓</u>	_____	_____	_____
<u>GiaQUINTA</u>	_____	<u>✓</u>	_____	_____	_____
<u>NUCKOLS</u>	_____	_____	_____	<u>✓</u>	_____
<u>SCHMIDT, D.</u>	_____	<u>✓</u>	_____	<u>✓</u>	_____
<u>SCHMIDT, V.</u>	_____	<u>✓</u>	_____	_____	_____
<u>SCHOMBURG</u>	_____	<u>✓</u>	_____	_____	_____
<u>STIER</u>	_____	<u>✓</u>	_____	_____	_____
<u>TALARICO</u>	_____	<u>✓</u>	_____	_____	_____

DATE: 8-11-81

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)
(APPROPRIATION) ORDINANCE (RESOLUTION) No. _____
on the _____ day of _____, 19_____.
ATTEST: (SEAL)

CHARLES W. WESTERMAN - CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the _____ day of _____, 19_____, at the hour of
_____ o'clock M., E.S.T.

CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this _____ day of
19_____, at the hour of _____ o'clock M., E.S.T.

WINFIELD C. MOSES, JR.
MAYOR

BILL NO. Z-81-06-04

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON Regulations TO WHOM WAS REFERRED AN
ORDINANCE amending the City of Fort Wayne Zoning Map No. M-18

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE *Do Not* PASS.

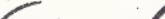
MARK E. GIAQUINTA, CHAIRMAN

Mark E. Gosselaar

SAMUEL J. TALARICO, VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. SMITH

Vivian G. Schmidt
Jan 18th


8-11-81 CONCURRED IN
DATE CHARLES W. WESTERMAN, CITY CL.



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

31 July 1981

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held July 27, 1981. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-81-06-04
2. From R-2 to R-3
3. Intended Use: Expansion of a legal non-conforming use as a professional office.
4. Plan Commission Recommendation: DO NOT PASS

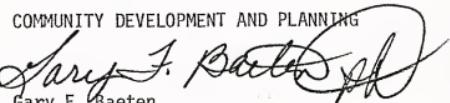
This ordinance received a DO NOT PASS recommendation for the following reason:

REASON: This request could establish an undesirable precedent by encouraging future encroachment into a very stable residential neighborhood.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING


Gary F. Baeten
Senior Planner

GFB:pb

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 9, 1981, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-81-06-04; and,

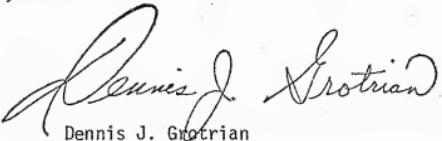
WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 20, 1981;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 27, 1981.

Certified and signed this
31st day of July 1981.


Dennis J. Grotian
Secretary

Business Form—PRODUCT OF WILSON JONES

RECEIPT Date May 15, 1981 No. 15957

Received From Terry L. Wagner

Address 9505 W. Clinton St.

AMT. PAID fifty + 00 Dollars \$ 50.00

For rezone - R-3 to R-3

ACCOUNT	HOW PAID		
AMT. OF ACCOUNT	CASH	CHECK	MONEY ORDER
AMT. PAID		<input checked="" type="checkbox"/>	
BALANCE DUE			

By JatB. M-14-418



■ ZONING RECLASSIFICATION FROM AN
R-2 TO AN R-3 DISTRICT .

MAP NO. M-18

Z-81-06-04

BY G.R. LAX 5-19-81

CERTIFICATE OF SURVEY

NUMBER

OFFICE OF B. F. KAPP

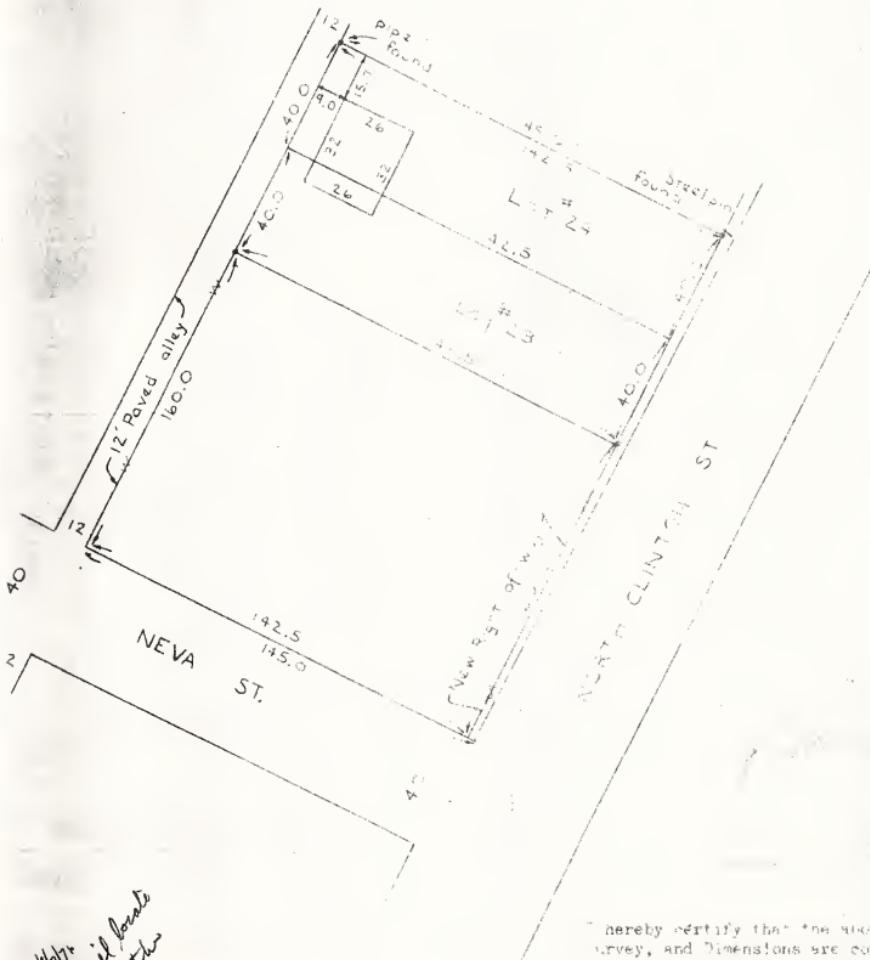
CIVIL ENGINEER & LAND SURVEYOR FORT WAYNE

Registered in Indiana
No. 3761
No. 10074

This document is the record of a resurvey of land and real estate situated in the City of Fort Wayne, Allen County, Indiana, made in accordance with the plat and deed record thereof on file in the Office of Recorder of said County and State. The land below described exists in full dimension as herein noted in feet, and is free from encroachments by adjoining landowners, and furthermore, contains entirely within its boundaries the structures of the buildings on it situated; all as below indicated in detail. Any exceptions or discrepancies are below noted.

DESCRIPTION OF PROPERTY Lot No. 23 and 24 in John H. Jacobs 3d Addition to the City of Fort Wayne, Indiana, commonly known as NEVA North Clinton Street, except that part taken for widening of North Clinton Street.

31-12-35A



I hereby certify that the above Plat, Survey, and Dimensions are correct
this 1st day of May, 1926

John H. Jacobs
The above described property is not within the
Flood Plane Area according to the Corps of Engineers,
U. S. Army, Detroit District.

Terry Custer-Bill-Lastic National Park
For Ed Copey (Massachusetts)

IN WITNESS WHEREOF, I place my hand and
seal this 31 day of May 1974

PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. _____

IS IS TO BE FILED IN DUPLICATE

DATE FILED _____

INTENDED USE _____

Re Terry L. Wagner

(Applicant's Name or Names)

hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne
 iana, by reclassifying from a/an R-2 District to a/an R-3
 strict the property described as follows:

Lots 23 and 24 in John H Jacobs 3rd addition of the City of Fort Wayne, Indiana,
commonly known as 2505 North Clinton Street.

Legal Description) If additional space is needed, use reverse side.

One story block and brick office building (26 x 32) occupied by certified public
accountant's offices.

General Description for Planning Staff Use Only)

We, the undersigned, certify that I am/We are the owner(s) of fifty-one
 centun (51%) or more of the property described in this petition.

Terry L. Wagner1621 South Hill Drive, Ft WayneTerry L. Wagner(Name)(Address)(Signature)

If additional space is needed, use reverse side.)

Legal Description checked by

THE FOLLOWING RULES

I requests for deferrals, continuances, withdrawals, or request that the
 dinance be taken under advisement shall be filed in writing and be submitted
 the City Plan Commission prior to the legal notice pertaining to the ordinance
 sent to the newspaper for legal publication. If the request for deferral,
 tinuance or request that ordinances be taken under advisement is received
 ion to the publication of the legal ad being published the head of the Plan
 mmission staff shall not put the matter on the agenda for the meeting at which
 was to be considered. The Plan Commission staff will not accept request
 om petitioners for deferrals, continuances, withdrawals, or requests that an
 dinance be taken under advisement, after the legal notice of said ordinance
 forwarded to the newspaper for legal publication but shall schedule the matte
 r hearing before the City Plan Commission. (FILING FEE \$50.00)

Name and address of the preparer, attorney or agent.

Terry L. Wagner(Name)2505 N Clinton St, Ft Wayne 46805(Address & Zip Code)(219) 484-4195(Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning
and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street,
Fort Wayne, IN 46802 (PHONE: 219/423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing
approximately ten (10) days prior to the meeting.

5296

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment 3-81-06-04

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE Lot #23 & 24 in John H. Jacobs 3rd Addition, more
commonly known as 2505 North Clinton Street.

EFFECT OF PASSAGE Property is now zoned R-2 - Two Family Residential.
Property will become R-3 - Multiple Family Residential.

EFFECT OF NON-PASSAGE Property will remain R-2 - Two Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) _____